UNITED STATES DISTRICT COURT DISTRICT OF SOUTH DAKOTA SOUTHERN DIVISION

MATTHEW THOMAS HOUFF,

Petitioner,

vs.

UNITED STATES OF AMERICA,

Respondent.

4:22-CV-04070-KES

GOVERNMENT'S ANSWER TO PETITIONER'S MOTION TO VACATE, SET ASIDE, OR CORRECT SENTENCE

Pursuant to Rule 5 of the Rules for § 2255 Proceedings, the United States makes its answer to the allegations set forth in Petitioner's motion.

RESPONSE TO PETITIONER'S ALLEGATIONS

The United States hereby denies each and every allegation set forth in the motion unless expressly admitted herein.

Petitioner has failed to state a claim for relief.

The United States refers the parties and this Court to the memorandum in support of this answer, which is incorporated herein by reference.

Dated and electronically filed September 28, 2022.

ALISON J. RAMSDELL United States Attorney

/s/ Eric Kelderman

ERIC KELDERMAN Assistant United States Attorney 515 9th Street, Room 201 Rapid City, SD 57701 Telephone: (605) 342-7822

E-mail: eric.kelderman@usdoj.gov

CERTIFICATE OF SERVICE

The undersigned hereby certifies that on September 28, 2022, a true and correct copy of the Government's Answer to Petitioner's Motion to Vacate, Set Aside, or Correct Sentence was served upon petitioner by placing the same in U.S. first-class mail, addressed as follows:

Matthew Houff #79393-112 Three Rivers FCI Inmate Mail/Parcels P.O. Box 4200 Three Rivers, TX 78071

Dated and electronically filed September 28, 2022.

ALISON J. RAMSDELL United States Attorney

/s/ Eric Kelderman
ERIC KELDERMAN
Assistant United States Attorney
515 Ninth Street, Room 201
Rapid City, SD 57701
Telephone: (605) 342-7822

Email: eric.kelderman@usdoj.gov